

**IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

**JUSTIN FESSLER,**  
**Plaintiff,**

**v.**

**INTERNATIONAL BUSINESS MACHINES  
CORPORATION,**  
**Defendant.**

**Civil Action No. 1:18-cv-798**

**ORDER**

For the reasons stated in the accompanying Memorandum Opinion of even date,

It is hereby **ORDERED** that defendant's Motion to Dismiss (Doc. 10) is **GRANTED**  
and the Complaint (Doc. 1) is **DISMISSED**.

The Clerk of Court is directed to enter Rule 58, Fed. R. Civ. P., Judgment in favor of  
defendant and to place this matter among the ended causes.

The Clerk is further directed to terminate all pending motions and cancel all future  
hearings.

The Clerk is further directed to provide a copy of this Order to all counsel of record.

Alexandria, Virginia  
November 28, 2018

  
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T. S. Ellis, III  
United States District Judge